IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Civil Application No.1329 of 2006
In
Writ Petition No.349 of 2006

Himanshu S. Valia & anr. Applicants
Vs.
Roopkumar Balchand Rohra & ors. Respondents

Ms.Nita Solanki i/b Kiran Jain & Co. for applicants.
Ms.Kavi Lalwani for Resp.No.1.
Mr.K.Shaikh i/b W.I.Shaikh for Resp.No.5-absent.

CORAM: B.H.MARLAPALLE,J.

June 30, 2006.

P.C.

. Writ Petition No.349 of 2006 was decided on 8th February 2006 and while making the Rule absolute in terms of prayer clause (a), the petitioners were granted time of six weeks from that date to file written statement before the trial Court. This period of six weeks expired on 22nd March 2006 and till that date it is obvious that the petitioners did not submit the written statement before the trial Court.

. From the written statement shown to this Court today, it appears that it was sworn on 23rd March 2006 i.e. immediately on the next date of the six weeks' period stipulated by this Court had expired

and, therefore, the learned Judge of the trial Court was right in declining to take the said written statement on record.

. This Civil Application has been filed praying for extension of time period set out to submit the written statement.

. It is hereby directed that if the written statement is submitted on or before 3rd July 2006 the same shall be taken on record by the trial Court and on payment of costs quantified at Rs.500/-. Costs be deposited with the Maharashtra State Legal Services Authority. Civil application disposed off accordingly.

. Parties to act on an authenticated copy of this order.

(B.H.MARLAPALLE,J.)